

Mail Stop Interference  
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Paper 1  
Filed: April 11, 2011

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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C. DOUGLASS **THOMAS** and ALAN E. THOMAS  
Junior Party  
(Patent 5,752,011),

v.

JACK D. **PIPPIN**  
Senior Party  
(Application ~~10/464,482~~)

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Patent Interference No. 105,801 (JL)  
(Technology Center 2100)

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**DECLARATION – Bd.R. 203(b)**<sup>1</sup>

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<sup>1</sup> "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1           **Part A. Declaration of interference**

2           An interference is declared (35 U.S.C. § 135(a)) between the above-  
3 identified parties. Details of the application(s), patent (if any), reissue  
4 application (if any), count(s) and claims designated as corresponding or as  
5 not corresponding to the count(s) appear in Parts E and F of this  
6 DECLARATION.

7           **Part B. Judge managing the interference**

8           Administrative Patent Judge Jameson Lee has been designated to  
9 manage the interference. Bd. R. 104(a).

10          **Part C. Standing order**

11          A Trial Section STANDING ORDER [SO] (Paper 2) accompanies  
12 this DECLARATION. The STANDING ORDER applies to this  
13 interference.

14          **Part D. Initial conference call**

15          A telephone conference call to discuss the interference is set for **2:00**  
16 **p.m. on May 24, 2011** (the Board will initiate the call).

17          No later than **four business days** prior to the conference call, each  
18 party shall file and serve (SO ¶¶ 10.1 & 105) a list of the motions (Bd. R.  
19 120; Bd. R. 204; SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

1 A sample schedule for taking action during the motion phase appears  
2 as Form 2 in the STANDING ORDER. Counsel is encouraged to discuss the  
3 schedule prior to the conference call and to agree on dates for taking action.  
4 A typical motion period lasts approximately eight (8) months. Counsel  
5 should be prepared to justify any request for a shorter or longer period.

6 **Part E. Identification and order of the parties**

7  
8 Junior Party

9 Named Inventors: C. DOUGLASS THOMAS, Campbell, California

10  
11 ALAN E. THOMAS, Ocean City, New Jersey

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13  
14 Involved Patent: 5,752,011, issued May 12, 1998, based on  
15 Application 08/262,754, filed June 20, 1994

16  
17 Title: Method and system for controlling a processor's  
18 clock frequency in accordance with the processor's  
19 temperature

20  
21  
22 Senior Party

23  
24 Named Inventor: JACK D. PIPPIN, Portland, Oregon

25  
26 Involved Application: 10/464,482, filed June 19, 2003

27 Title: Method and apparatus for programmable thermal  
28 sensor for an integrated circuit

29  
30 Assignee: None

1       The senior party is assigned exhibit numbers 1001-1999. The junior  
2 party is assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO ¶  
3 154.2.1. The senior party is responsible for initiating settlement discussions.  
4 SO ¶ 126.1.

5                   **Part F. Count and claims of the parties**

6                                   Count 1

7                                   Thomas' Claim 6

8   or

9                                   Pippin's Claim 34

10       The claims of the parties which correspond to Count 1 are:

11                   Thomas:               1-32

12                   Pippin:               34

13       The claims of the parties which do not correspond to Count 1 and  
14 therefore are not involved in the interference, are:

15                   Thomas:               None

16                   Pippin:               None

17       The parties are accorded the following benefit for Count 1:

18                   Thomas:               None

19  
20                   Pippin:               Application 08/636,024, filed April 19, 1996,  
21 now Patent 7,216,064; Application  
22 08/401,473, filed March 9, 1995; Application  
23 08/124,980, filed September 21, 1993

1        **Part G. Heading to be used on papers**  
2

3        The following heading must be used on all papers filed in this  
4        interference, see SO ¶ 106.1.1:

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cc (via overnight delivery):

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